Appl. No. 10/712,957

eply to Office Action of December 22, 2004





IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application Of:

Vic Sangveraphunski

Serial No.

10/712,957

Filed

November 13, 2003

Art Unit

2112

Examiner

Vo, Tim T.

Title

INFORMATION HANDLING SYSTEM HAVING

INTEGRATED INTERNAL SCALABLE STORAGE

SYSTEM

Mail Stop Amendment Commissioner For Patents P.O. Box 1450 Alexandria, VA 22313-1450

RESPONSE TO OFFICE ACTION DATED DECEMBER 22, 2004

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. § 1.8)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

[X]

deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner

for Patents, Washington, D.C., 20231.

ReNea D. Berggren

FACSIMILE

transmitted by facsimile to the Patent and Trademark Office.

Date: February 7, 2005

Dear Sir:

This is in response to the Office Action dated December 22, 2004 for which the three-month shortened statutory period is set to expire on March 22, 2004. While Applicant believes that no extension of time for response is necessary, should the Office determine that any additional fees are necessary for this response, the Commissioner is hereby authorized to charge any deficiencies to Deposit Account No. 50-0439.

Remarks/Arguments begin on page 2 of this paper.

REMARKS

Claims 1-33 are pending in this application.

Double Patenting

The Patent Office rejected claims 1-33 under the judicially created doctrine of double patenting over claims 1-30 of U.S. Patent No. 6,678,779.

A terminal disclaimer is submitted with this response obviating the double patenting rejection.

CONCLUSION

For the above reasons, it is respectfully submitted that the application is in a condition for allowance of claims 1-33 and early issuance of such is earnestly solicited.

By: Thut h

Respectfully submitted,

DATED: February 7, 2004

Attorney For Applicant

Chad W. Swantz Reg. No. 46,329

Suiter – West pc llo 14301 FNB Parkway, Suite 220 Omaha, Nebraska 68154-4409 402.496.0300 Telephone

402.496.0333 Facsimile